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SUSAN BITTER SMITH - Chairman  
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**ARIZONA CORPORATION COMMISSION**

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2015 APR 14 P 12:03

March 11, 2015

AZ CORP COMMISSION MAY 16 2015  
DOCKET CONTROL

**SENT VIA E-MAIL & CERTIFIED MAIL**

Ms. Nadine Ezzie, Esq.  
Deputy General Counsel  
Cypress Communication Operating Company, LLC  
75 Erieview Plaza, Suite 400  
Cleveland, Ohio 44114

RE: Staff's First Set of Data Requests to Cypress Communication Operating Company, LLC,  
Docket No. T-04109A-15-0041

Dear Ms. Ezzie:

On February 17, 2015, Cypress Communication Operating Company, LLC ("Cypress") submitted an Application to the Arizona Corporation Commission ("Commission") for approval to cancel its Certificate of Convenience and Necessity ("CC&N") to provide competitive facilities-based local exchange and long distance telecommunications services within the State of Arizona. This data request lists the information that Staff needs to further its analysis of the Application.

For each answer, please identify by name, title, e-mail address, telephone number and address each person providing information that forms the basis for the response provided. These data requests are continuing, and your answers or any documents supplied in response to these data requests should be supplemented with any additional information or documents that come to your attention after you have provided your initial responses.

Please provide the information being requested within **thirty (30) days** of the date of this letter. Please email the responses to [pgenung@azcc.gov](mailto:pgenung@azcc.gov) and mail an original plus thirteen (13) copies to Docket Control, Arizona Corporation Commission, 1200 W. Washington Street, Phoenix, AZ 85007-2927. Should there be any questions, please feel free to contact me at (602) 542-0664. Thank you for your prompt response to this request.

Respectfully,

Arizona Corporation Commission

**DOCKETED**

**APR 14 2015**

DOCKETED BY	<i>Re</i>
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Enclosure

*Pamela J. Genung*  
Pamela J. Genung  
Executive Consultant III  
Utilities Division

ARIZONA CORPORATION COMMISSION  
STAFF'S FIRST SET OF DATA REQUESTS TO  
CYPRESS COMMUNICATION OPERATING COMPANY, LLC  
DOCKET NO. T-04109A-15-0041

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Please make sure each numbered item and each part of the item is answered completely. In order for Staff to continue with its review of this Application, the following information must be submitted.

- PJG1-1 As indicated in Cypress' Application to cancel its CC&N, Cypress is requesting a waiver of the legal notice requirement required under Arizona Administrative Code ("A.A.C.") R14-2-1107. Please state the reason(s) that Cypress is requesting a waiver of A.A.C. R14-2-1107(B).
- PJG1-2 Does Cypress have any service contracts with its customers? If yes, please describe how the service contracts will be honored.
- PJG1-3 Please state whether Cypress has ever collected advances, deposits, and/or prepayments. If yes:
- a. Indicate the total amount of advances, deposits and/or prepayments held by the Company from customers in Arizona.
  - b. Indicate the amount of advances, deposits, and/or prepayments that will be returned to customers in Arizona.
  - c. Please provide the deposit refund plan pursuant to subsection A.A.C. R14-2-503(B).
  - d. If no, please explain if the dollar amount of deposits, prepayments, and advances identified in Cypress' last annual report filed April 15, 2014 with the Commission, are for customers associated with Cypress' other CC&N issued under Decision No. 65414.
- PJG1-4 Does Cypress currently have a performance bond or irrevocable sight draft Letter of Credit in relation to the CC&N that it is requesting cancellation? If yes, please indicate the dollar amount.
- PJG1-5 Does Cypress have any affiliates currently offering telecommunications services in Arizona? If yes, please provide the affiliate names and the type(s) of telecommunications services being offered in Arizona.
- PJG1-6 Does Cypress have any employees in Arizona? If yes, please provide the number of employees.
- PJG1-7 Does Cypress have any facilities or assets in Arizona? If yes, please provide the dollar amount and location of such facilities or assets.
- PJG1-8 Commission records indicate that Cypress also has a CC&N under Docket No. T-04109A-02-0379, Decision No. 65414, dated November 20, 2002, to provide resold local exchange and resold long distance telecommunications services in Arizona.

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Please specify whether Cypress plans to retain that CC&N or if it will also be filing an application to cancel that CC&N.

- PJG1-9 Please specify the date that the customer notices were mailed out to notify the Arizona customers of Cypress' discontinuance of service.
- PJG1-10 In the copy of the customer notice attached to Cypress' Application to cancel its CC&N, Cypress recommends a provider named Fusion Telecommunications International, Inc. as a new provider for its Arizona customers. Please provide responses to the following in regards to Fusion Telecommunications International, Inc.:
- a. Why is Cypress recommending a new service provider that is not authorized in Arizona to provide telecommunications service?
  - b. Why is Cypress recommending a new service provider that is not authorized to provide business in Arizona and not in Good Standing with the Corporations Division of the Commission?
- PJG1-11 Please provide a new customer notice and the date the notices were mailed out to Cypress' Arizona customers.
- PJG1-12 Please verify the number and type of customers that Cypress is currently providing service to in Arizona.
- PJG1-13 Please describe how Cypress' customers in Arizona are currently being served. Please include whether those customers are being served by Cypress' own facilities or through leased facilities provided by another service provider? If those customers are being served through leased facilities, please provide the name of the service provider from which the facilities are leased.
- PJG1-14 Has Cypress already transferred Arizona customers to other service providers?
- PJG1-15 Is Cypress planning to shut off a customer's service if the customer has not already chosen a new service provider or transferred to another service provider?
- PJG1-16 As a reminder and please acknowledge that if Cypress is planning to shut customers off, it does not have the authority to do so unless a Commission Order has been issued allowing Cypress to discontinue service.

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- PJG1-1 As indicated in Cypress' Application to cancel its CC&N, Cypress is requesting a waiver of the legal notice requirement required under Arizona Administrative Code ("A.A.C.") R14-2-1107. Please state the reason(s) that Cypress is requesting a waiver of A.A.C. R14-2-1107(B). *Yes?*
- PJG1-2 Does Cypress have any service contracts with its customers? If yes, please describe how the service contracts will be honored.
- PJG1-3 Please state whether Cypress has ever collected advances, deposits, and/or prepayments. If yes: *bill*
- a. Indicate the total amount of advances, deposits and/or prepayments held by the company from customers in Arizona.
  - b. Indicate the amount of advances, deposits, and/or prepayments that will be returned to customers in Arizona.
  - c. Please provide the deposit refund plan pursuant to subsection A.A.C. R14-2-503(B).
  - d. If no, please explain if the dollar amount of deposits, prepayments, and advances identified in Cypress' last annual report filed April 15, 2014 with the Commission, are for customers associated with Cypress' other CC&N issued under Decision No. 65414.
- PJG1-4 Does Cypress currently have a performance bond or irrevocable sight draft Letter of Credit in relation to the CC&N that it is requesting cancellation? If yes, please indicate the dollar amount. *No*
- PJG1-5 Does Cypress have any affiliates currently offering telecommunications services in Arizona? If yes, please provide the affiliate names and the type(s) of telecommunications services being offered in Arizona. *Broadway-CLCC, LLC (Broadway) Broadway is a wholesale provider and has no end-user customers*
- PJG1-6 Does Cypress have any employees in Arizona? If yes, please provide the number of employees. *No (check w/CC&N)*
- PJG1-7 Does Cypress have any facilities or assets in Arizona? If yes, please provide the dollar amount and location of such facilities or assets.
- PJG1-8 Commission records indicate that Cypress also has a CC&N under Docket No. T-04109A-02-0379, Decision No. 65414, dated November 20, 2002, to provide resold local exchange and resold long distance telecommunications services in Arizona. Please specify whether Cypress plans to retain that CC&N or if it will also be filing an application to cancel that CC&N. *Yes*

**COMMISSIONERS**  
**SUSAN BITTER SMITH -**

Chairman  
**BOB STUMP**  
**BOB BURNS**  
**DOUG LITTLE**  
**TOM FORESE**



**JODI JERICH**  
Executive Director

**ARIZONA CORPORATION COMMISSION**

March 9, 2015

**SENT VIA E-MAIL**

Ms. Nadine Ezzie, Esq.  
Deputy General Counsel  
Cypress Communication Operating Company, LLC  
75 Erieview Plaza, Suite 400  
Cleveland, Ohio 44114

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For each answer, please identify by name, title, e-mail address, telephone number and address each person providing information that forms the basis for the response provided. These data requests are continuing, and your answers or any documents supplied in response to these data requests should be supplemented with any additional information or documents that come to your attention after you have provided your initial responses.

Please provide the information being requested within **30 days** of the date of this letter. Please email the responses to [pgenung@azcc.gov](mailto:pgenung@azcc.gov) or mail the responses to Pamela Genung, Executive Consultant III, Arizona Corporation Commission, 1200 W. Washington Street, Phoenix, AZ 85007-2927. Should there be any questions, please feel free to contact me at (602) 542-0664. Thank you for your prompt response to this request.

Respectfully,

*Pamela J. Genung*  
Pamela J. Genung  
Executive Consultant III  
Utilities Division

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- Please specify whether Cypress plans to retain that CC&N or if it will also be filing an application to cancel that CC&N. *Will file to cancel*
- PJG1-9 Please specify the date that the customer notices were mailed out to notify the Arizona customers of Cypress' discontinuance of service. *Ryan/Brittany*
- PJG1-10 In the copy of the customer notice attached to Cypress' Application to cancel its CC&N, Cypress recommends a provider named Fusion Telecommunications International, Inc. as a new provider for its Arizona customers. Please provide responses to the following in regards to Fusion Telecommunications International, Inc.:
- a. Why is Cypress recommending a new service provider that is not authorized in Arizona to provide telecommunications service? *Revised letters sent > Ryan/Brittany*
- b. Why is Cypress recommending a new service provider that is not authorized to provide business in Arizona and not in Good Standing with the Corporations Division of the Commission? *See above*
- PJG1-11 Please provide a new customer notice and the date the notices were mailed out to Cypress' Arizona customers. *Ryan/Brittany*
- PJG1-12 Please verify the number and type of customers that Cypress is currently providing service to in Arizona. *Jason*
- PJG1-13 Please describe how Cypress' customers in Arizona are currently being served. Please include whether those customers are being served by Cypress' own facilities or through leased facilities provided by another service provider? If those customers are being served through leased facilities, please provide the name of the service provider from which the facilities are leased. *Jason*
- PJG1-14 Has Cypress already transferred Arizona customers to other service providers? *No*
- PJG1-15 Is Cypress planning to shut off a customer's service if the customer has not already chosen a new service provider or transferred to another service provider?
- PJG1-16 As a reminder and please acknowledge that if Cypress is planning to shut customers off, it does not have the authority to do so unless a Commission Order has been issued allowing Cypress to discontinue service.